HIGH COURT OF CHHATTISGARH: BILASPUR
Writ Petition No. 35 of 2002

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Petitioner		Ghanshyam Agrawal, S/o. Shri Ramdhan Agrawal aged 41 years, Contractor, R/o. Village Lailunga, Tahsil Gharghoda, Dist. Raigarh, CG.
	Versus	
Respondents	1)	State of Madhya Pradesh, Through the Secretary, Water Resources Dept. Vallabh Bhawan, Bhopal, (MP).
	2)	State of Chhattisgarh, through the Secretary, Water Resources Dept. Raipur, CG.
	3)	The Collector, Raigarh District, Raigarh, CG.
	4)	The Chief Engineer, Hasdeo Kachhar (Irrigation Dept) Bilaspur, CG.
	5)	The Superintndent Engineer, Kelo Water Resources Mandal (Irrigation Circle), Raigarh, CG.
	6)	The Executive Engineer, Water Resources Deptt. (Irrigation Division) Jashpur Nagar, Raigarh, CG.

(Writ Petition under Article 226/227 of Constitution of India)

SB: Hon'ble Shri Justice Satish K. Agnihotri

Present:
Shri S.K. Beriwal, counsel for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State.

ORAL ORDER
(Passed on 25th April, 2007)

Learned counsel appearing for the petitioner submits that the Superintendent Engineer has not passed the order in view of Clause 4.3.29 of the agreement. (73)

2. The petitioner is under an obligation to refer such dispute to the Arbitration Tribunal constituted under the Chhattisgarh Madhyastham Adhikaran Adhiniyam, 1983 (No.29 of 1983), as such, nothing survives in this writ petition.

3. Accordingly, the petitioner is granted liberty, as prayed, to move the Arbitration Tribunal constituted under C.G. Madhystham Adhikiran Adhiniyam, 1983 (No.29 of 1983)

4. Accordingly, this petition is disposed of.

Sd/-
Satish K. Agnihotri
Judge